

DOCKET NO.: DM-6964C (BMS-2595)
Application No.: 10/786,992
Office Action Dated: 10/01/04

PATENT

REMARKS

After entry of the instant amendment, Claims 10 to 12 will be pending. Applicants acknowledge and appreciate the indication in the Office Action that Claim 10 is allowed. Claim 11 stands rejected under 35 U.S.C. § 102 (b) as anticipated by Sheehan (US 3,558,318) or D'Silva (US 4,469,688). Claim 12 is newly added.

Claim 11 has been amended to exclude the two compounds disclosed in Sheehan, and the single compound disclosed in D'Silva, that were within the scope of Claim 11.

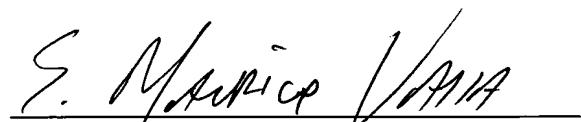
Accordingly, Applicants respectfully submit that the rejection under § 102 (b) over these two references is rendered moot. Added claim 12 also defines over these two references, because neither teach or suggest compounds in which variable "r" is 2, 3, or 4. Applicants further respectfully submit that Claims 11 and 12 are nonobvious in view of the cited art, as the two references are non-analogous prior art, outside the pertinent field of endeavor and not relevant to the particular problem with which the present invention is involved.

CONCLUSION

Applicants believe that the foregoing constitutes a complete and full response to the office action of record. There being no additional issues remaining, Applicants respectfully request a notice of allowance for all of pending claims 10 to 12.

If the Examiner is of a contrary view, the Examiner is respectfully requested to contact the undersigned representative at (215)-564-8392.

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